

JOURNAL OF THE HOUSE

NINETIETH SESSION

THIRTIETH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Tuesday, March 3, 2015

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor John Fette, followed by the Pledge of Allegiance led by House pages Zach Johansen and Cassandra Jones.

Roll Call: All members present except Reps. Bordeaux, Craig, and Killer who were excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the twenty-ninth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Dean Wink, Chair

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on Health and Human Services respectfully reports that it has had under consideration SB 101 and returns the same with the recommendation that said bill do pass.

Respectfully submitted,
Scott Munsterman, Chair

Also MR. SPEAKER:

The Committee on Appropriations respectfully reports that it has had under consideration SB 50, 172, and 173 and returns the same with the recommendation that said bills do pass.

Respectfully submitted,
Justin R. Cronin, Chair

Also MR. SPEAKER:

The Committee on Taxation respectfully reports that it has had under consideration SB 159 and returns the same with the recommendation that said bill do pass.

Also MR. SPEAKER:

The Committee on Taxation respectfully reports that it has had under consideration SB 182 and returns the same with the recommendation that said bill do pass and be placed on the consent calendar.

Also MR. SPEAKER:

The Committee on Taxation respectfully reports that it has had under consideration SB 136 and returns the same with the recommendation that said bill be amended as follows:

136ob

On page 2, line 15, of the Senate engrossed bill, delete "rural".

1 136ja

2 On page 2, line 1, of the Senate engrossed bill, delete "but is not required to be," and
3 insert "be".

4 On page 2, line 14, delete "but is not" and insert "be".

5 On page 2, line 15, delete "required to be,".

6 And that as so amended said bill do pass.

7 Respectfully submitted,
8 Roger D. Solum, Chair

9 Also MR. SPEAKER:

10 The Committee on Local Government respectfully reports that it has had under
11 consideration SB 111, 126, and 161 and returns the same with the recommendation that said
12 bills do pass.

13 Also MR. SPEAKER:

14 The Committee on Local Government respectfully reports that it has had under
15 consideration SB 124 and returns the same with the recommendation that said bill do pass and
16 be placed on the consent calendar.

17 Respectfully submitted,
18 Kristin A. Conzet, Chair

19 Also MR. SPEAKER:

20 The Committee on Agriculture and Natural Resources respectfully reports that it has had
21 under consideration SB 3 and returns the same with the recommendation that said bill do pass.

22 Also MR. SPEAKER:

23 The Committee on Agriculture and Natural Resources respectfully reports that it has had
24 under consideration SB 2 and returns the same with the recommendation that said bill be
25 amended as follows:

1 2of

2 On page 4, line 12, of the Senate Agriculture and Natural Resources Committee engrossed
3 bill, delete "Vermillion" and insert "Red River and Minnesota".

4 On page 4, line 21, after "Section 15." Insert "This Act does not give any district created
5 pursuant to this Act any regulatory or taxing authority."

6 On page 5, delete lines 7 to 12, inclusive.

7 And that as so amended said bill do pass.

8 Respectfully submitted,
9 Josh Klumb, Vice Chair

10 **MESSAGES FROM THE SENATE**

11 MR. SPEAKER:

12 I have the honor to return herewith HB 1097, 1100, and 1137 which have passed the Senate
13 without change.

14 Also MR. SPEAKER:

15 I have the honor to return herewith HB 1122 which has been amended by the Senate and
16 your concurrence in the amendments is respectfully requested.

17 Also MR. SPEAKER:

18 I have the honor to return herewith HCR 1007 in which the Senate has concurred.

19 Also MR. SPEAKER:

20 I have the honor to transmit herewith SCR 6 which has been adopted by the Senate and
21 your concurrence is respectfully requested.

22 Respectfully,
23 Kay Johnson, Secretary

1

MOTIONS AND RESOLUTIONS

2

Rep. Rounds moved that the House do concur in Senate amendments to HB 1027.

3

4

The question being on Rep. Rounds' motion that the House do concur in Senate amendments to HB 1027.

5

And the roll being called:

6

Yeas 63, Nays 4, Excused 3, Absent 0

7

Yeas:

8

9

10

11

12

13

14

Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison; Hawks; Hawley; Heinemann (Leslie); Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Kirschman; Klumb; Langer; Marty; May; McCleerey; Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker Wink

15

Nays:

16

Haugaard; Hickey; Kaiser; Latterell

17

Excused:

18

Bordeaux; Craig; Killer

19

20

So the motion having received an affirmative vote of a two-thirds majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.

21

Rep. Stalzer moved that the House do concur in Senate amendments to HB 1079.

22

23

The question being on Rep. Stalzer's motion that the House do concur in Senate amendments to HB 1079.

24

And the roll being called:

25

Yeas 66, Nays 1, Excused 3, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
3 Dryden; Duvall; Feickert; Gosch; Greenfield (Lana); Haggar (Don); Harrison; Haugaard;
4 Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex);
5 Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey; Mickelson;
6 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;
7 Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly;
8 Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann;
9 Zikmund; Speaker Wink

10 Nays:

11 Gibson

12 Excused:

13 Bordeaux; Craig; Killer

14 So the motion having received an affirmative vote of a majority of the members-elect, the
15 Speaker declared the motion carried and the amendments were concurred in.

16 Rep. Rasmussen moved that the House do concur in Senate amendments to HB 1130.

17 The question being on Rep. Rasmussen's motion that the House do concur in Senate
18 amendments to HB 1130.

19 And the roll being called:

20 Yeas 57, Nays 10, Excused 3, Absent 0

21 Yeas:

22 Anderson; Bartling; Beal; Bolin; Campbell; Conzet; Cronin; Deutsch; Dryden; Duvall; Feickert;
23 Gosch; Greenfield (Lana); Haggar (Don); Harrison; Haugaard; Hawks; Hawley; Heinemann
24 (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Kirschman; Langer;
25 Latterell; May; McCleerey; Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge;
26 Peterson (Kent); Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish;
27 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Werner; Westra; Willadsen; Wollmann;
28 Zikmund; Speaker Wink

29 Nays:

30 Brunner; DiSanto; Gibson; Kaiser; Klumb; Marty; Russell; Schoenbeck; Verchio; Wiik

31 Excused:

32 Bordeaux; Craig; Killer

33 So the motion having received an affirmative vote of a majority of the members-elect, the
34 Speaker declared the motion carried and the amendments were concurred in.

1 Rep. Qualm moved that the House do concur in Senate amendments to HB 1146.

2 The question being on Rep. Qualm's motion that the House do concur in Senate
3 amendments to HB 1146.

4 And the roll being called:

5 Yeas 64, Nays 3, Excused 3, Absent 0

6 Yeas:

7 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
8 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison;
9 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
10 (Alex); Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey; Mickelson;
11 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;
12 Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly;
13 Soli; Solum; Stalzer; Stevens; Tulson; Werner; Westra; Wiik; Wollmann; Zikmund; Speaker
14 Wink

15 Nays:

16 Johns; Verchio; Willadsen

17 Excused:

18 Bordeaux; Craig; Killer

19 So the motion having received an affirmative vote of a majority of the members-elect, the
20 Speaker declared the motion carried and the amendments were concurred in.

21 Rep. Sly moved that the House do concur in Senate amendments to HB 1148.

22 The question being on Rep. Sly's motion that the House do concur in Senate amendments
23 to HB 1148.

24 And the roll being called:

25 Yeas 67, Nays 0, Excused 3, Absent 0

26 Yeas:

27 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
28 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison;
29 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
30 (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;
31 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;
32 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;
33 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;
34 Willadsen; Wollmann; Zikmund; Speaker Wink

1 Excused:
2 Bordeaux; Craig; Killer

3 So the motion having received an affirmative vote of a majority of the members-elect, the
4 Speaker declared the motion carried and the amendments were concurred in.

5 Rep. Rounds moved that the House do concur in Senate amendments to HB 1236.

6 The question being on Rep. Rounds' motion that the House do concur in Senate
7 amendments to HB 1236.

8 And the roll being called:

9 Yeas 65, Nays 2, Excused 3, Absent 0

10 Yeas:
11 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
12 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don); Harrison;
13 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
14 (Alex); Johns; Kirschman; Klumb; Langer; Latterell; Marty; McCleerey; Mickelson;
15 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;
16 Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly;
17 Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann;
18 Zikmund; Speaker Wink

19 Nays:
20 Kaiser; May

21 Excused:
22 Bordeaux; Craig; Killer

23 So the motion having received an affirmative vote of a majority of the members-elect, the
24 Speaker declared the motion carried and the amendments were concurred in.

25 SCR 8: A CONCURRENT RESOLUTION, Condemning the growing anti-Semitism in
26 certain countries and extending an invitation to Jewish families from around the world to South
27 Dakota.

28 Rep. Bolin moved that SCR 8 as found on page 504 of the Senate Journal be concurred in.

29 The question being on Rep. Bolin's motion that SCR 8 be concurred in.

30 And the roll being called:

31 Yeas 67, Nays 0, Excused 3, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
3 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don); Harrison;
4 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
5 (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;
6 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;
7 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;
8 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;
9 Willadsen; Wollmann; Zikmund; Speaker Wink

10 Excused:

11 Bordeaux; Craig; Killer

12 So the motion having received an affirmative vote of a majority of the members-elect, the
13 Speaker declared the motion carried and SCR 8 was concurred in.

14 SCR 6: A CONCURRENT RESOLUTION, to direct the Department of Education to
15 ensure South Dakota students are well-versed in civics and government.

16 Was read the first time and the Speaker waived the committee referral.

17 **CONSIDERATION OF REPORTS OF COMMITTEES**

18 Rep. Gosch moved that the report of the Standing Committee on
19 State Affairs on SB 168 as found on page 552 of the House Journal be adopted.
20 Which motion prevailed.

21 **SECOND READING OF CONSENT CALENDAR ITEMS**

22 SB 113: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
23 fiscal impact statements prepared for legislation that impacts state prison or county jail
24 populations.

25 Was read the second time.

26 The question being "Shall SB 113 pass?"

27 And the roll being called:

28 Yeas 67, Nays 0, Excused 3, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
3 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Hagggar (Don); Harrison;
4 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
5 (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;
6 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;
7 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;
8 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;
9 Willadsen; Wollmann; Zikmund; Speaker Wink

10 Excused:

11 Bordeaux; Craig; Killer

12 So the bill having received an affirmative vote of a majority of the members-elect, the
13 Speaker declared the bill passed and the title was agreed to.

14 SB 30: FOR AN ACT ENTITLED, An Act to revise the review process for rate and policy
15 form filing denials for insurers.

16 Was read the second time.

17 The question being "Shall SB 30 pass as amended?"

18 And the roll being called:

19 Yeas 67, Nays 0, Excused 3, Absent 0

20 Yeas:

21 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
22 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Hagggar (Don); Harrison;
23 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
24 (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;
25 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;
26 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;
27 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;
28 Willadsen; Wollmann; Zikmund; Speaker Wink

29 Excused:

30 Bordeaux; Craig; Killer

31 So the bill having received an affirmative vote of a majority of the members-elect, the
32 Speaker declared the bill passed and the title was agreed to.

1 SB 128: FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the
2 general requirements that vehicle owners must satisfy before applying for military plates.

3 Was read the second time.

4 The question being "Shall SB 128 pass as amended?"

5 And the roll being called:

6 Yeas 67, Nays 0, Excused 3, Absent 0

7 Yeas:

8 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
9 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison;
10 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
11 (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;
12 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;
13 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;
14 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;
15 Willadsen; Wollmann; Zikmund; Speaker Wink

16 Excused:

17 Bordeaux; Craig; Killer

18 So the bill having received an affirmative vote of a majority of the members-elect, the
19 Speaker declared the bill passed and the title was agreed to.

20 SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

21 SB 43: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding lease
22 purchase agreement payments and to ratify certain lease purchase agreements with the Health
23 and Educational Facilities Authority.

24 Having had its second reading was up for consideration and final passage.

25 43fb

26 Rep. Mickelson moved that SB 43 be amended as follows:

27 On page 2, line 2, of the House Appropriations Committee engrossed bill, delete everything
28 after " :".

29 On page 2, line 3, delete everything before "In" .

30 On page 2, line 12, delete "submission to the" and insert "issuance. The".

1 On page 2, line 13, after "rules" insert "shall consider the Department of Education's
2 analysis prior to authorizing any additional bonds, notes, or other obligations".

3 On page 2, line 14, overstrike "This requirement, however," and insert "The requirement,
4 however, for approval by the Legislature before issuance".

5 Which motion prevailed.

6 The question being "Shall SB 43 pass as amended?"

7 And the roll being called:

8 Yeas 67, Nays 0, Excused 3, Absent 0

9 Yeas:

10 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
11 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggart (Don); Harrison;
12 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
13 (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey;
14 Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm;
15 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish;
16 Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik;
17 Willadsen; Wollmann; Zikmund; Speaker Wink

18 Excused:

19 Bordeaux; Craig; Killer

20 So the bill having received an affirmative vote of a majority of the members-elect, the
21 Speaker declared the bill passed and the title was agreed to.

22 SB 45: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the sale
23 of unpasteurized raw milk.

24 Was read the second time.

25 The question being "Shall SB 45 pass as amended?"

26 And the roll being called:

27 Yeas 65, Nays 2, Excused 3, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
3 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggard (Don); Harrison;
4 Haugaard; Hawks; Hawley; Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns;
5 Kaiser; Kirschman; Klumb; Langer; Latterell; Marty; May; McCleerey; Mickelson;
6 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;
7 Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly;
8 Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Willadsen; Wollmann;
9 Zikmund; Speaker Wink

10 Nays:

11 Heinemann (Leslie); Wiik

12 Excused:

13 Bordeaux; Craig; Killer

14 So the bill having received an affirmative vote of a two-thirds majority of the members-
15 elect, the Speaker declared the bill passed and the title was agreed to.

16 SB 41: FOR AN ACT ENTITLED, An Act to revise certain provisions pertaining to
17 commercial driver licensing.

18 Was read the second time.

19 The question being "Shall SB 41 pass?"

20 And the roll being called:

21 Yeas 62, Nays 5, Excused 3, Absent 0

22 Yeas:

23 Anderson; Bartling; Beal; Bolin; Brunner; Conzet; Cronin; Deutsch; Dryden; Duvall; Feickert;
24 Gibson; Gosch; Greenfield (Lana); Haggard (Don); Harrison; Haugaard; Hawks; Hawley;
25 Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Kirschman;
26 Klumb; Langer; Latterell; Marty; McCleerey; Mickelson; Munsterman; Novstrup (Al); Otten
27 (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum;
28 Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson;
29 Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker Wink

30 Nays:

31 Campbell; DiSanto; Kaiser; May; Russell

32 Excused:

33 Bordeaux; Craig; Killer

34 So the bill having received an affirmative vote of a majority of the members-elect, the
35 Speaker declared the bill passed and the title was agreed to.

SB 94: FOR AN ACT ENTITLED, An Act to establish a license fee for electric-powered motorcycles.

Was read the second time.

The question being "Shall SB 94 pass?"

And the roll being called:

Yeas 63, Nays 4, Excused 3, Absent 0

Yeas:

Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Harrison; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; May; McCleerey; Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker Wink

Nays:

DiSanto; Haggard (Don); Haugaard; Marty

Excused:

Bordeaux; Craig; Killer

So the bill having received an affirmative vote of a two-thirds majority of the members-elect, the Speaker declared the bill passed and the title was agreed to.

SB 118: FOR AN ACT ENTITLED, An Act to provide additional transparency for prescription drug plans.

Was read the second time.

The question being "Shall SB 118 pass as amended?"

And the roll being called:

Yeas 62, Nays 5, Excused 3, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Cronin; Deutsch; DiSanto; Dryden;
3 Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison; Haugaard;
4 Hawks; Hawley; Heinemann (Leslie); Hickey; Hunhoff (Jean); Hunt; Jensen (Alex); Johns;
5 Kirschman; Klumb; Langer; Latterell; Marty; McCleerey; Mickelson; Munsterman; Novstrup
6 (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen; Ring; Romkema;
7 Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens;
8 Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker Wink

9 Nays:

10 Conzet; Holmes; Kaiser; May; Schoenbeck

11 Excused:

12 Bordeaux; Craig; Killer

13 So the bill having received an affirmative vote of a majority of the members-elect, the
14 Speaker declared the bill passed and the title was agreed to.

15 SB 63: FOR AN ACT ENTITLED, An Act to adopt the Interstate Medical Licensure
16 Compact.

17 Was read the second time.

18 The question being "Shall SB 63 pass as amended?"

19 And the roll being called:

20 Yeas 63, Nays 4, Excused 3, Absent 0

21 Yeas:

22 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
23 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison;
24 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
25 (Alex); Johns; Kirschman; Klumb; Langer; Marty; McCleerey; Mickelson; Munsterman;
26 Novstrup (Al); Otten (Herman); Peterson (Kent); Qualm; Rasmussen; Ring; Romkema; Rounds;
27 Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer;
28 Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker
29 Wink

30 Nays:

31 Kaiser; Latterell; May; Partridge

32 Excused:

33 Bordeaux; Craig; Killer

34 So the bill having received an affirmative vote of a majority of the members-elect, the
35 Speaker declared the bill passed and the title was agreed to.

1 SB 47: FOR AN ACT ENTITLED, An Act to make an appropriation from the coordinated
2 natural resources conservation fund to the State Conservation Commission and to declare an
3 emergency.

4 Was read the second time.

5 The question being "Shall SB 47 pass?"

6 And the roll being called:

7 Yeas 58, Nays 9, Excused 3, Absent 0

8 Yeas:

9 Anderson; Bartling; Beal; Bolin; Brunner; Conzet; Cronin; Deutsch; DiSanto; Dryden; Duvall;
10 Feickert; Gibson; Gosch; Haggar (Don); Harrison; Hawks; Hawley; Heinemann (Leslie);
11 Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Kirschman; Klumb; Langer; May;
12 McCleerey; Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson
13 (Kent); Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenbeck;
14 Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson; Werner; Westra; Wiik;
15 Willadsen; Wollmann; Zikmund; Speaker Wink

16 Nays:

17 Campbell; Greenfield (Lana); Haugaard; Hickey; Kaiser; Latterell; Marty; Russell; Verchio

18 Excused:

19 Bordeaux; Craig; Killer

20 So the bill having received an affirmative vote of a two-thirds majority of the members-
21 elect, the Speaker declared the bill passed and the title was agreed to.

22 SB 49: FOR AN ACT ENTITLED, An Act to authorize the Department of Game, Fish and
23 Parks to sell a portion of railway right-of-way to the City of Deadwood.

24 Was read the second time.

25 The question being "Shall SB 49 pass?"

26 And the roll being called:

27 Yeas 65, Nays 2, Excused 3, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
3 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison;
4 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
5 (Alex); Johns; Kaiser; Kirschman; Klumb; Langer; Latterell; May; McCleerey; Mickelson;
6 Munsterman; Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen;
7 Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly;
8 Soli; Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Wiik; Willadsen; Wollmann; Zikmund;
9 Speaker Wink

10 Nays:

11 Marty; Westra

12 Excused:

13 Bordeaux; Craig; Killer

14 So the bill having received an affirmative vote of a two-thirds majority of the members-
15 elect, the Speaker declared the bill passed and the title was agreed to.

16 SB 37: FOR AN ACT ENTITLED, An Act to adopt the 2008 Uniform Interstate Family
17 Support Act, to repeal the 1996 Uniform Interstate Family Support Act, and to revise certain
18 provisions relating thereto.

19 Was read the second time.

20 The question being "Shall SB 37 pass?"

21 And the roll being called:

22 Yeas 65, Nays 2, Excused 3, Absent 0

23 Yeas:

24 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
25 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield (Lana); Haggar (Don); Harrison;
26 Haugaard; Hawks; Hawley; Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen
27 (Alex); Johns; Kirschman; Klumb; Langer; Marty; May; McCleerey; Mickelson; Munsterman;
28 Novstrup (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen; Ring;
29 Romkema; Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli;
30 Solum; Stalzer; Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann;
31 Zikmund; Speaker Wink

32 Nays:

33 Kaiser; Latterell

34 Excused:

35 Bordeaux; Craig; Killer

1 So the bill having received an affirmative vote of a majority of the members-elect, the
2 Speaker declared the bill passed and the title was agreed to.

3 SB 48: FOR AN ACT ENTITLED, An Act to revise certain provisions pertaining to the
4 operation of personal watercraft.

5 Was read the second time.

6 The question being "Shall SB 48 pass as amended?"

7 And the roll being called:

8 Yeas 62, Nays 5, Excused 3, Absent 0

9 Yeas:

10 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; Dryden; Duvall;
11 Feickert; Gibson; Gosch; Greenfield (Lana); Haggart (Don); Harrison; Hawks; Hawley;
12 Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Kirschman;
13 Klumb; Langer; Marty; May; McCleerey; Mickelson; Munsterman; Novstrup (Al); Otten
14 (Herman); Partridge; Peterson (Kent); Rasmussen; Ring; Romkema; Rounds; Rozum; Russell;
15 Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Stevens; Tulson;
16 Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker Wink

17 Nays:

18 DiSanto; Haugaard; Kaiser; Latterell; Qualm

19 Excused:

20 Bordeaux; Craig; Killer

21 So the bill having received an affirmative vote of a majority of the members-elect, the
22 Speaker declared the bill passed and the title was agreed to.

23 SB 89: FOR AN ACT ENTITLED, An Act to require the development of school safety
24 plans and to require the conduct of lockdown drills in accredited schools.

25 Was read the second time.

26 The question being "Shall SB 89 pass as amended?"

27 And the roll being called:

28 Yeas 30, Nays 37, Excused 3, Absent 0

1 Yeas:

2 Bartling; Conzet; Cronin; Dryden; Gibson; Gosch; Hawks; Hawley; Holmes; Hunhoff (Jean);
3 Jensen (Alex); Johns; Kirschman; McCleerey; Mickelson; Munsterman; Otten (Herman);
4 Peterson (Kent); Rasmussen; Ring; Romkema; Schoenfish; Sly; Soli; Solum; Tulson; Werner;
5 Westra; Wollmann; Zikmund

6 Nays:

7 Anderson; Beal; Bolin; Brunner; Campbell; Deutsch; DiSanto; Duvall; Feickert; Greenfield
8 (Lana); Haggard (Don); Harrison; Haugaard; Heinemann (Leslie); Hickey; Hunt; Kaiser; Klumb;
9 Langer; Latterell; Marty; May; Novstrup (Al); Partridge; Qualm; Rounds; Rozum; Russell;
10 Schaefer; Schoenbeck; Schrempp; Stalzer; Stevens; Verchio; Wiik; Willadsen; Speaker Wink

11 Excused:

12 Bordeaux; Craig; Killer

13 So the bill not having received an affirmative vote of a majority of the members-elect, the
14 Speaker declared the bill lost.

15 SB 95: FOR AN ACT ENTITLED, An Act to revise provisions related to human
16 trafficking.

17 Was read the second time.

18 Rep. Gosch moved that SB 95 be placed to follow SB 98 on today's calendar.

19 Which motion prevailed.

20 SB 81: FOR AN ACT ENTITLED, An Act to require persons convicted of driving a
21 vehicle while under influence of alcohol, drugs, or intoxicants to pay certain costs to the county.

22 Was read the second time.

23 The question being "Shall SB 81 pass?"

24 And the roll being called:

25 Yeas 54, Nays 13, Excused 3, Absent 0

1 Yeas:

2 Anderson; Bartling; Beal; Bolin; Brunner; Conzet; Cronin; Deutsch; DiSanto; Dryden; Duvall;
3 Feickert; Gibson; Greenfield (Lana); Haggard (Don); Harrison; Haugaard; Hawks; Hawley;
4 Heinemann (Leslie); Hickey; Holmes; Hunt; Jensen (Alex); Kirschman; Klumb; Langer;
5 Latterell; May; McCleerey; Mickelson; Munsterman; Novstrup (Al); Otten (Herman); Peterson
6 (Kent); Qualm; Rasmussen; Ring; Romkema; Rozum; Schaefer; Schoenfish; Schrempp; Soli;
7 Solum; Stalzer; Stevens; Tulson; Werner; Wiik; Willadsen; Wollmann; Zikmund; Speaker
8 Wink

9 Nays:

10 Campbell; Gosch; Hunhoff (Jean); Johns; Kaiser; Marty; Partridge; Rounds; Russell;
11 Schoenbeck; Sly; Verchio; Westra

12 Excused:

13 Bordeaux; Craig; Killer

14 So the bill having received an affirmative vote of a majority of the members-elect, the
15 Speaker declared the bill passed and the title was agreed to.

16 SB 24: FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to demolish
17 buildings on the campus of South Dakota State University and to make an appropriation
18 therefor.

19 Was read the second time.

20 The question being "Shall SB 24 pass?"

21 And the roll being called:

22 Yeas 64, Nays 3, Excused 3, Absent 0

23 Yeas:

24 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Cronin; Deutsch; DiSanto;
25 Dryden; Duvall; Feickert; Gibson; Gosch; Haggard (Don); Harrison; Haugaard; Hawks; Hawley;
26 Heinemann (Leslie); Hickey; Holmes; Hunhoff (Jean); Hunt; Jensen (Alex); Johns; Kaiser;
27 Kirschman; Klumb; Langer; Latterell; May; McCleerey; Mickelson; Munsterman; Novstrup
28 (Al); Otten (Herman); Partridge; Peterson (Kent); Qualm; Rasmussen; Ring; Romkema;
29 Rounds; Rozum; Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum;
30 Stalzer; Stevens; Tulson; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker
31 Wink

32 Nays:

33 Greenfield (Lana); Marty; Verchio

34 Excused:

35 Bordeaux; Craig; Killer

Rep. Gosch moved that SB 25, 26, 27, 110, 58, 73, 86, 153, 120, 177, 82, 97, 98, and 95 be deferred to Wednesday, March 4, the 31st legislative day.

There being no objection, the House reverted to Order of Business No. 5.

MR. SPEAKER:

Also MR. SPEAKER:

Respectfully submitted,
Dean Wink, Chair

SIGNING OF BILLS

HB 1137: FOR AN ACT ENTITLED, An Act to exclude the passing time between classes in the number of hours required in the school term for secondary students.

1 SB 8: FOR AN ACT ENTITLED, An Act to exempt certain transactions entered into by
2 the State Investment Council and Division of Investment from certain procurement
3 requirements.

4 SB 9: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
5 transfer of funds administered by the state investment officer.

6 SB 10: FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the
7 classes of investments used for state funds.

8 SB 29: FOR AN ACT ENTITLED, An Act to establish provisions for auxiliary members
9 to serve on the Board of Pardons and Paroles.

10 SB 38: FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the state
11 communications system and the South Dakota law enforcement telecommunications system.

12 SB 57: FOR AN ACT ENTITLED, An Act to authorize and regulate the playing of craps,
13 roulette, and keno within the city limits of the city of Deadwood.

14 SB 75: FOR AN ACT ENTITLED, An Act to revise the effective period of the travel
15 permit for certain livestock used for rodeo purposes and to declare an emergency.

16 SB 76: FOR AN ACT ENTITLED, An Act to extend the length of time a local livestock
17 ownership inspection certificate is valid for transportation.

18 SB 80: FOR AN ACT ENTITLED, An Act to increase the selling price of a towed vehicle
19 that exempts the seller of the vehicle from certain vehicle dealer licensing requirements.

20 SB 90: FOR AN ACT ENTITLED, An Act to require school districts to provide veterans
21 a preference in employment.

22 SB 93: FOR AN ACT ENTITLED, An Act to impose a gross receipts tax on the rental of
23 certain motorcycles in lieu of the excise tax on motor vehicles.

24 And signed the same in the presence of the House.

25 Rep. Anderson moved that the House do now adjourn, which motion prevailed and at
26 3:42 p.m. the House adjourned.

27 Arlene Kvislen, Chief Clerk